



January 6, 2023

Via Email  
Hon. Charles Eskridge  
c/o Jennelle Gonzalez  
U.S. District Court  
Southern District of Texas  
515 Rusk St.  
Houston, Texas 77002

Re: Jesus Lopez, Jr., as Personal Representative of the Estate of Jesus Lopez, III v. AngioDynamics, Inc., et al., Case No. 4:21-CV-04182: Plaintiff's Rule 15c Discovery Dispute Letter

Dear Judge Eskridge,

Pursuant to Rule 15c of this Court's Procedures, Plaintiff respectfully requests that the Court allow Plaintiff to file a motion for protective order prohibiting Defendants from continuing to unilaterally notice depositions without making any effort to confirm Plaintiff's counsel's availability.

On December 15, 2022, Defendant AngioDynamics, Inc. notified Plaintiff that it had unilaterally scheduled the deposition of Dr. Mary L. Brandt for January 6, 2023 at 10:00 am C.T. This is just one of the depositions Defendant scheduled without first making any effort to determine my availability. I had a previously scheduled court hearing taking place at the same time as this deposition. Despite that, I made every effort to make the deposition work by assigning an associate attorney from my firm to attend the court hearing in the other matter, so that I would be free to attend the deposition of Dr. Brandt in this case.

The associate attorney assigned to cover the hearing in the other matter became unavailable without prior notice on January 3, 2023. I contacted opposing counsel representing AngioDynamics to reschedule the deposition. I explained the circumstances in an email to Attorney George Robertson of Holland & Knight LLP on January 4, 2023. I asked him to reschedule the deposition as despite my best efforts to cover the unilaterally noticed deposition, I could not do so. I also noted my multiple requests that defense counsel cease unilaterally noticing deposition without making any effort to confirm my availability.

Having explained to the court in my other case that I would move for a protective order to prevent further disruptions, the judge in my other matter kindly agreed to continue my hearing. In order to ensure the orderly scheduling of hearings and depositions in this case and others, Plaintiff believes a protective order is required to prohibit defense counsel from

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PLEASE REPLY TO THE  
MAIN OFFICE ADDRESS

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continuing to unilaterally notice depositions without first making any effort to confirm my firm's availability.

Thank you for your time and consideration.

Respectfully,  
Brenes Law Group, P.C.

By: /s/ Troy A. Brenes

CC: Thomas Yoo  
Amy McVeigh  
George Robertson  
Ben C. Martin

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